IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 177 OF 2005
IN
FAMILY COURT APPEAL NO. 140 OF 2005

Meenaxi Kashinath Patil] .. Applicant

Versus

1. Kashinath N. Patil & Anr.] .. Respondents

Mrs. Usha Purohit for the applicant.

Mr. Uday Warunjikar i/b Mr. Piyush Shah for respondent No.1.

CORAM: R.M. LODHA &
A.S. BAGGA, JJ.

DATED: 26TH JUNE, 2006

P.C. :

. Heard.

2. We find from the order dated 30th January, 2006 passed by the Supreme Court that the respondent No.1 has to pay the amount of maintenance to the appellant at the rate directed by the trial court (Family Court). The counsel agree that as per the direction of the Family Court the first respondent has to pay an amount of Rs.3,000/- per month towards the maintenance of the applicant.

3. Mr. Uday Warunjikar, counsel for the first respondent submits that the maintenance amount at the rate of Rs.3,000/- per month from the month of June 2005 upto July 2006 (in all Rs.42,000/-) has been deposited by the first respondent with the trial court (Family Court).

4. The respondent No.1 is personally present and he undertakes that the maintenance amount from the month of August 2006 shall be deposited by him with the trial court (Family Court) on or before 7th day of each English calendar month.

5. Having considered the matter, we pass the following order:

(1) The applicant (wife) is permitted to withdraw the amount of Rs.42,000/- deposited by the first respondent with the trial court (Family Court) towards maintenance for the period from June 2005 to July 2006, if not withdrawn so far.

(2) We accept the undertaking of the first respondent that maintenance from the month of

August 2006 and subsequent months shall be deposited by him at the rate of Rs.3,000/- per month with the trial court (Family Court) on or before the 7th day of each English calendar month. The applicant shall be at liberty to withdraw the said amount from the Family Court.

6. Civil Application stands disposed of.

Sd/-
[R.M. LODHA, J.]

Sd/-
[A.S. BAGGA, J.]